

Taiming Zhang (pro se movant)
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*****I DO consent to service by email.*****

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

TaiMing Zhang) Case No. 2:24-cv-04055
) EMERGENCY
Interested Party, movant) motion to dismiss; motion for injunction;
) arguendo motion to intervene;
) ex parte motion for service by
) US Marshals and other reliefs;
) all motions WITHOUT HEARING

1. I apply to intervene for I have at least 2 common questions of law or fact as the case per suits I've filed, AND, quite separately, I am an interested party of case as the VOID lawsuit does directly violate or impede on or imminently threaten my rights, and thus it's not just a matter of FRCP to intervene, but I directly have standing to ask the Court to stay or dismiss the AG or DOJ's case, as an IP, as the VOID case violates my rights.
NOTE that the motion to dismiss is by an interested party with standing. Court does not have discretion to not deal with the motion. So the motion to intervene is arguendo, and will be moot with the case dismissed. The motion to dismiss should be dealt with first. The motion to intervene is only arguendo in case case is not dismissed.
2. I've filed court cases, CAND 3:23-cv-00972 (judge dismissed case with obvious lies), and 9th circuit case 23-15740 (pending). These court cases show that Apple Inc. since 2017 has intentionally ruined ALL their

1 products **except for the exorbitantly priced CLOTH**, made their
2 products not function or less well, committed fraud, assault, torture,
3 importation with false statements, and other serious federal crimes. The
4 fraud roots in a) the devices burn the human hand with even web
5 browsing or typing an essay respectively with the iPhone and Mac,
6 produces extreme heat, AND the same causes lower lifespans and higher
7 fault rate of parts through electrocution of parts (I don't believe, especially
8 with the Mac, Apple will deny that there is higher fault rate than before),
9 AND the speakers are distorted and produce unintended high frequency
10 sounds and harm the human ears and cause hearing damage, so the fraud
11 is from the failure of acceptable quality and being criminal as they're tools
12 for assault, AND the same causes yellowing and melting of Apple
13 charging cables, which didn't happen with older parts of the same model,
14 b) they ruined replacement and repair parts as well, so any device served
15 with warranty functions worse with before, with extreme heat, worse
16 lifespan of including the battery, higher fault rate, c) the newer production
17 of the same phone (for example iPhone 7) has worse parts, functions
18 worse, overheats, thermal throttles and slows down, and yet they're sold
19 under the same name, d) the newer models are worse than older models,
20 fraudulent concealment, e) they're ruined the enclosure too, and they
21 ruined touch ID through software, the list goes on. Again, there is at least
22 fraud, assault, torture, importation with false statements, and other
23 serious federal crimes.

- 24 3. Actually, the attachments of this filing well establish probable cause, so
25 you don't even necessarily have to read through those.
- 26 4. YES, in ruining all their products, they even ruined their cables, directly
27 or indirectly.
- 28 5. They've done the above globally, although they've done more aggravated

1 conduct (put in even worse parts) in China. The American models have
2 the same issues.

3 6. They did it with EVERY unit meant for consumers. That includes all
4 retail, refurb, and repair units and repair parts. It's not a case where only
5 some units are bad.

6 7. The case is well proven in the complaint filed. The CAND judge used
7 obvious lies to defeat justice and to aid crimes against humanity. There's
8 photos of the physical injuries, cables melting, audio of the distortion,
9 hospital's diagnosis, et cetera. I shouldn't have to re-file for it's part of
10 federal court's records. HOWEVER, the Court IS referred to the above
11 mentioned cases, for the sake of adjudicating on this motion.

12 8. Further, because of their crimes, there were 3 explosions of iPhones in 2
13 years when there was 0 in the ten years prior. The urgency of this motion
14 and the underlying case is undoubted. This also was well shown with
15 evidence.

16 9. Apple has committed **terrorism crimes** too, as they knew of the multiple
17 explosions, made NO recalls or improvements, and continued to leave
18 these timed bombs out on the streets. They did study the explosions as
19 they do have the units that exploded.

20 10. Even further, Apple criminally threatened Dialogue Semiconductors in
21 2017 to shut up about their crimes.

22 11. The first common question of law or fact is whether Apple's monopoly
23 causes difficulty in switching devices. The answer is obviously yes as other
24 company's phones burn you too, but NOT as much, yet I had to buy
25 iPhones for features like handoff and iMessage, FaceTime, and for usage
26 of iCloud and other services. I find the case to be highly evident as to
27 whether Apple's monopoly causes difficulty in switching devices.

28 Consumers have phones that literally heat up and burn them yet have no

1 other choice given the practices of monopoly.

2 12. The second common question of law or fact is intertwined with the
3 standing outside of FRCP to ask the Court to stay or dismiss the AG or
4 DOJ's case, as the VOID case directly violates my rights. Sometimes
5 question of law to be answered may be explicit or implicit. Court has to,
6 although neither party has yet mentioned this, answer whether or not the
7 DOJ has the right to bring this lawsuit, and the answer is NO. The APA
8 bans any executive action that is "arbitrary, capricious, an abuse of
9 discretion, or otherwise not in accordance with law". The common law is
10 quite clear that gov't's violation of good faith and fair dealing IS abuse of
11 discretion, arbitrary, capricious. The common law also very much bans
12 gov't violating good faith and fair dealing. The common law also obliges a
13 duty of care. Further, there is the equal protection clause, and they're
14 obviously failing to protect ALL consumers. Fraud, assault, torture,
15 importation with false statements by nature are FELONIES respectively
16 that are far far far more serious than whatever the DOJ is bringing now
17 in this suit. Compared to the above ongoing uninvestigated unprosecuted
18 crimes and unprotected rights, Apple's conduct alleged in this suit is
19 SEVERELY trivial and frivolous. The filing of this lawsuit by the DOJ is
20 therefore arbitrary and capricious, an abuse of discretion, and is a failure
21 of common law duties incl. duty of care, and is against the EPC.

22 13. Section 706 (2) of the APA specifically obliges the court to "hold unlawful
23 and set aside agency action, findings, and conclusions found to be" (A)
24 "arbitrary, capricious, an abuse of discretion, or otherwise not in
25 accordance with law". HERE, the bringing of this suit is an agency action,
26 which is all of arbitrary, capricious, an abuse of discretion.

27 14. Of course, needless to say, I've countless times written to the FBI and the
28 civil rights division of DOJ on Apple's conduct. Specifically, attached

1 email shows that the attorney in charge of this case is aware of the facts
2 revealed. YET, they still do not investigate the company or anything at
3 all. Not prosecuting more serious crimes by the same legal person loses
4 them the right to prosecute far less serious violations, as that is banned
5 by the APA, EPC, and common law. THIS LAWSUIT IS THEREBY VOID.
6 The litigant-plaintiff has no right to file it in the first place. The act of
7 filing is prohibited by law.

8 15.I should clarify, as long as they violate APA, EPC, and common law, it
9 voids this suit. Whether or not they are knowingly doing so is not
10 relevant, though they are.

11 16.HOWEVER, CRUDELY CRUCIAL, the AG approved of this antitrust
12 suit, as AG had made statement at the press con announcing this suit
13 [https://www.justice.gov/opa/pr/justice-department-sues-apple-](https://www.justice.gov/opa/pr/justice-department-sues-apple-monopolizing-smartphone-markets)
14 monopolizing-smartphone-markets . “Consumers should not have to pay
15 higher prices because companies violate the antitrust laws,” said Attorney
16 General Merrick B. Garland. “We allege that Apple has maintained
17 monopoly power in the smartphone market, not simply by staying ahead
18 of the competition on the merits, but by violating federal antitrust law. If
19 left unchallenged, Apple will only continue to strengthen its smartphone
20 monopoly. The Justice Department will vigorously enforce antitrust laws
21 that protect consumers from higher prices and fewer choices. That is the
22 Justice Department’s legal obligation and what the American people
23 expect and deserve.” SO the AG, head of the DOJ and NOT just the
24 antitrust division, made approval of the suit. THUS, the fact that the DOJ
25 acted arbitrarily and capriciously is without question. The DOJ definitely
26 has abused discretion, not investigating literal explosions but suing for
27 antitrust.

28 17.Their failure directly violates my rights, as I am being physically injured

1 by the defendant EVERY DAY, for close to ten years now.

2 18. The other plaintiffs similarly have duties to protect consumers and have
3 failed completely as they've allowed Apple to literally assault people on a
4 DAILY basis for YEARS upon YEARS, close to ten years now. So the APA,
5 EPC, Common law requirement of gov't fair dealing, duty of care, void
6 their right to sue TOO.

7 19. I've made careful considerations as to whether Court should stay or
8 dismiss the case with prejudice. An investigation over their conduct
9 wouldn't take forever, and would only really take a few weeks or months,
10 and thus wouldn't harm their right to sue later over the same facts, as
11 statute of limitation will not pass. Thus, the case should be dismissed with
12 prejudice. Dismissal with prejudice means they will have to apply to Court
13 to sue over the same facts, and given they've for no acceptable reason not
14 prosecuted or investigated the serious crimes, despite countless letters to
15 them, it would not be just and fair to dismiss this case w/o prejudice.

16 20. I should add a few things: a) the iPhone 15 Pro Max is slower than the 14
17 PM doing the same thing, despite its chip being faster, thanks to the
18 MUCH WORSE PMU in it than the already bad PMU, b) the device is
19 more likely leaking AC currents, c) the speaker distortions are worse on
20 the 15 PM too, they now produce serious audible and apparent distortions
21 and ear damage at above 50% volume, when it used to have to be around
22 above 70%-80% volume, d) the media had reported in 2023 that the
23 iPhone 15 Pro Max was overheating compared to the 14 PM that the
24 phone would freeze recording videos when older phones won't recording
25 videos of the same quality or resolution: Apple said they fixed it (15PM
26 overheating) with software, but running 21E237, the latest iOS, the 15
27 Pro Max is slower than 14PM, and is EVEN slower than the 13PM,
28 evidence attached, which is a somewhat separate count of criminal fraud.

1 The media had also reported serious speaker distortions on iPhone 15 Pro
2 Max. e) the titanium advertising of the 15 Pro and PM is yet another
3 count of fraud. f) Timothy Donald Cook's probably not true sexuality is
4 another count of fraud. Apple has become more relentless and ruthless
5 and carefree thanks to California federal courts' insurrection.

6 21.I should also make corrections. In the complaint at CAND, I stated that
7 the constitution needs amended to deliver physical corporal punishment,
8 this is FALSE. I apologize for the error. The Constitution provides a
9 blanket authorization for the military to deal with insurrection, which
10 violating billions' rights including all Americans' rights definitely fits
11 insurrection, as the state HAD ordered its subjects not to do so. The Title
12 18 definition is rebellion against the lawful authority of the US or the
13 laws thereof. So it definitely fits. The eighth amendment does not apply.

14 22.Needless to say, ongoing physical injuries is irreparable harm. Explosions
15 and risks of explosions fit too. AGAIN, this motion is URGENT.

16 Dismissing this case will have direct effects in encouraging or urging or
17 inciting for the DOJ to investigate the serious crimes including explosions
18 which are terrorism crimes.

19 23.Timothy Donald Cook's committed and insisted on continuing multiple
20 serious crimes against humanities. Sexuality is an innate human trait. He
21 is thus most likely ASEXUAL. However, he has made public statements
22 as CEO of Apple, not in personal capacity, as a means to attract
23 customers, that he's homosexual, which is probably false cuz he is against
24 all humans so likely he couldn't have any affection toward any human and
25 thus he is most likely asexual. **His false statement of his sexuality in**
26 **official capacity as a CEO not in personal capacity is yet another**
27 **count of fraud.**

28 24.Apple has advertised the 15 PM as stronger than earlier models, and

1 strongest in iPhones. As shown in this video <https://youtu.be/9qOLjKzc-kQ>
2 and countless other tests, the 15 PM suffers more serious detriment from
3 the same drop than the iPhone 14 PM. The test in the video is controlled,
4 done under the same conditions, using multiple models of the 14PM and
5 15PM. Turns out, the titanium can't absorb shock as well, making the
6 glass front and back absorb more shock and damage. So this is yet
7 ANOTHER count of criminal fraud (both wire fraud and mail fraud) and is
8 much more serious than the DOJ's monopoly charges and is
9 uninvestigated and unprosecuted.

10 25. Attached pics are the iPhone 15 PM slower than 14 PM. This is easily
11 reproducible. And this is with latest iOS. They also show the burns to the
12 human hand which happen ALL THE TIME, as long as you use the
13 device, even for web browsing. The attached pictures also show playing
14 the same clip yet the sounds are distorted with EXTRA high frequency
15 noises at above 50% volumes on the iPhone 15 PM.

16 **26. So there are at least 2 brand new counts of FRAUDS with the**
17 **iPhone 15 pro series, with it being slower than the 14 PM, and**
18 **with it being weaker and more susceptible to serious damage and**
19 **destruction from the same drops, contrary to Apple's own**
20 **advertising. These two counts are equally uninvestigated and**
21 **unprosecuted.**

22 27. As a matter of procedure, I am situated in China so serving the parties is
23 extremely difficult. Further, I am indigent and was granted IFP status in
24 those court cases. So the US Marshals should serve the parties. Also, I
25 should be allowed to file on ECF. I should also be granted free PACER
26 access, especially given I need to read through both parties' extremely
27 lengthy filings. It is also asked that I be allowed to appear via the internet
28 or cloud or video, if a hearing is needed. It is applied that this motion is

1 dealt with on paper.

2 **28.FURTHER, Court should grant an injunction that unless the DOJ**
3 **investigates and concludes my criminal complaints, the DOJ**
4 **mustn't have any actions at all including civil rights actions,**
5 **monopoly actions, other civil or criminal charges less serious,**
6 **against the defendant, or its employees in official capacity.**

7 **29.AGAIN, it is asked that** a) Court grants motion to intervene if case is
8 not dismissed (arguendo), b) **Court dismisses this case with**
9 **prejudice**, c) an injunction that unless and until the DOJ investigates
10 and concludes my criminal complaints, the DOJ mustn't have any actions
11 at all including civil rights actions, monopoly actions, other civil or
12 criminal charges less serious than the uninvestigated explosions and
13 frauds, against the defendant, or its employees in official capacity, d) for
14 the US marshals to serve all papers and filings and orders to the parties,
15 and for me to allowed to file on ECF, that I be granted free PACER access,
16 and that I be allowed to appear via the internet or cloud or video.

17 30. The reason I'm not filing lengthy evidence and videos and else, other than
18 I simply can't afford fees for post, is that I don't believe either party will
19 deny the evidence or what it aims to prove. **HERE, the question is**
20 **whether DOJ has probable cause to investigate which the**
21 **evidence there is more than enough to establish.** But in any case,
22 BOTH parties are referred to the website appleharmedme.blogspot.com
23 for full evidence. The clip of the audio of distortion is also uploaded there.
24 They can analyze the audio for distortions. Proofs including hospital
25 records are all there. Proofs for other symptoms, other people's complaints
26 including the battery being short-lived and losing capacity quickly, et
27 cetera, are there too.

28 **31.Very particularly, I don't believe Apple will deny that there were**

1 **3 explosions of iPhones in 2 years when there was 0 in the ten**
2 **years prior. This alone is probable cause. Leaving literal**
3 **explosions uninvestigated and suing for antitrust is such obvious**
4 **abuse of discretion.** Again, it only needs to be established there is
5 probable cause left uninvestigated of far more serious crimes and
6 violation of rights for the finding that the bringing of this lawsuit
7 by agency (agency action) is abuse of discretion. There is more
8 than enough to establish that. Also, there were 3 explosions of
9 iPhones in 2 years when there was 0 in the ten years prior, that is
10 a fact available online. So I don't think the DOJ will deny it
11 either. Specifically, Apple said iPhone X exploding is "definitely
12 not expected behavior", which is a lie cuz it is the expected
13 behavior of bad PMUs.

14 32.I should add, MacBook Pros have also exploded. Also
15 unprecedented in the ten years prior to 2017.

16 33.One thing I need to say is that Timothy Donald Cook's conduct
17 DIRECTLY causes loss to the company's revenue. There is higher repair
18 and fault rate FOR ALL THEIR PRODUCTS. He can't deny this
19 allegation. This is fraud against stockholders as well.

20 34.As a piece of advise for the DOJ, if they can't send #TimApple to
21 Guantanamo Bay, that's fine, but he is an extremely dangerous man, so you
22 should QUICKLY put him under control with perhaps the easier fraud
23 charges, especially the charges with the iPhone 15 pro series. If he goes
24 through the normal criminal proceedings, rather than military actions, he
25 must be put in solitary confinement, or his own life is under threat as he's
26 causing stockholders such tremendous damage, and other inmates' lives are
27 also under serious threat as he is (mostly likely) so amazingly asexual.
28 Further, with the amount of money and bonds he has, all of which are either

1 illegal or to be damages paid off, it is incredibly easy for him to flee to
2 countries including countries like Russia or Cuba who generally disdain the
3 United States. See specifically how Edward Snowden got protection and aid
4 from Russia. Thus it's a must that he is QUICKLY put in solitary
5 confinement, and denied bail and locked away instantly and until trial,
6 where he will receive whatever sentencing terrorists receive. Court has
7 power to deny bail when evidence is strong and undoubted, the offense is
8 serious, the culprit is incredibly dangerous to society, the culprit could flee.
9 He fits all standards to be denied any bail. He must be remanded in custody
10 instantly to avoid him evading justice. Further, he is very likely going to
11 harass world leaders including heads of Indonesia if he is not locked away
12 for good. He will be tortured by the military per the Constitution's blanket
13 authorization applied to his conduct, but that's outside of the DOJ's duty
14 and it's not important at this stage. Jeff Williams, Craig Federighi, TDC
15 are the 3 that are the core of AXIS of these acts of terrorism.

16

17

18 Declaration

19 I declare under penalty of perjury under the laws of the United States of America
20 that the foregoing is true and correct.

21 (In accordance with 28 U.S. Code § 1746)



22
23 TaiMing Zhang, movant



張泰銘 <nick.705073604@gmail.com>

US v. Apple

Cole, Pam (ATR) <Pam.Cole@usdoj.gov>

2024年4月10日 清晨6:05

收件者: "nick.705073604@gmail.com" <nick.705073604@gmail.com>

Thank you for contacting the Antitrust Division concerning our monopolization complaint against Apple.

We have carefully reviewed your comments and appreciate that you have taken the time to submit them. If we have anything further that we need to discuss we will get back in touch with you.

We appreciate your interest in the enforcement of federal antitrust laws.

Sincerely,

Pamela Cole

Trial Attorney

US Department of Justice

Antitrust Division



張泰銘 <nick.705073604@gmail.com>

URGENT

張泰銘 <nick.705073604@gmail.com>

2024年3月23日 晚上10:04

收件者: John.Ruymann@usdoj.gov, Jonathan.Lasken@usdoj.gov, isabella.pitt@law.njoag.gov, vinny.venkat@azag.gov, brian.wang@doj.ca.gov, elizabeth.arthur@dc.gov, nicole.demers@ct.gov, rahul.darwar@ct.gov, christina.moylan@maine.gov, michael.devine@maine.gov, EvansJ@michigan.gov, MertensS@michigan.gov, ComishJ@michigan.gov, ScottL21@michigan.gov, Alexandra.C.Sosnowski@doj.nh.gov, justin.moor@ag.state.mn.us, elizabeth.odette@ag.state.mn.us, erin.conti@ag.state.mn.us, bryan.bloom@ag.ny.gov, ealm@nd.gov, clindblad@nd.gov, caleb.smith@oag.ok.gov, tim.smith@doj.state.or.us, david.mcdowell@ag.tn.gov, ethan.bowers@ag.tn.gov, austin.ostiguy@ag.tn.gov, hamilton.milwee@ag.tn.gov, antitrust@doj.state.wi.us, jill.abrams@vermont.gov

副本: Criminal Syndicate <tcook@apple.com>, ive@apple.com, Criminal Syndicate <federighi@apple.com>, ajung@grameenamerica.org

Please go read the following:

the complaint for filed CAND 3:23-cv-00972

the appeal deals with the judge's obvious lies and therefore does not require reading
the website appleharmedme.blogspot.com

It's the utmost important that you read the website appleharmedme.blogspot.com

These phones are still burning me daily, mostly electric burns. You can see the burn marks, the bumps, and the reddening in the below pictures I just took. **You need to do something. The phones and macs are also going to explode in flocks soon. 3 explosions in 2 years already, when there was 0 for ten years. Alert the FAA too.**

[隱藏引用文字]

Taiming Zhang v. Apple, Inc. 23-15740 | U.S. Court of Appeals, Ninth Circuit | Justia.pdf
77K

21:07

48%

< History

Benchmark Results

Result

Single-Core

Multi-Core

Geekbench 6 CPU Benchmark Result

2639

Single-Core Score

6872

Multi-Core Score

Geekbench 6.3.0 for iOS AArch64

System Information

System Information

Operating System iOS 17.4.1

Model iPhone 14 Pro Max

Model ID iPhone15,3

Motherboard D74AP

CPU Information

Name Apple A16 Bionic

Topology 1 Processor, 6 Cores

21:07

48%

< History

Benchmark Results

Result

Single-Core

Multi-Core

Geekbench 6 CPU Benchmark Result

2726

Single-Core Score

6771

Multi-Core Score

Geekbench 6.3.0 for iOS AArch64

System Information

System Information

Operating System iOS 17.4.1

Model iPhone 15 Pro Max

Model ID iPhone16,2

Motherboard D84AP

CPU Information

Name Apple A17 Pro

Topology 1 Processor, 6 Cores



張泰銘 <nick.705073604@gmail.com>

Turns out: iPhone 15 PM is slower than the 13 PM, NOT JUST 14 PM

張泰銘 <nick.705073604@gmail.com>

2024年5月26日 凌晨4:28

收件者: Business Conduct <businessconduct.support@apple.com>, Criminal Syndicate <tcook@apple.com>, Criminal Syndicate <federighi@apple.com>, ajung@grameenamerica.org, businessconduct@apple.com, ive@apple.com, jternus@apple.com, schiller@apple.com

副本: brandonhavardtech@gmail.com, videos@sazzylabs.com

Turns out, not only is the iPhone 15 PM slower than the 14 PM, it's actually both slower and HOTTER than the 13 PM.

Running Honkai: star rail (from same company that made genshin impact), avg frame rate on the 15 PM is LOWER than the 13 PM, by more than 1 FPS, and it's much hotter than the 13 PM (temps are in celsius). He didn't run tests on the 14 PM, but I'm sure the 14 PM will be cooler AND HAS higher FPS than either. This is pure nonsense. You market the phone as being able to do ray tracing and this is what it does. Wow. I have new understandings of asexualism every day thanks to you Tim. No, I don't believe asexuals like you are members of the LGBTQ community.

Also very notable, the 15 PM GOT SO HOT it at one point dipped down to about 15 FPS, which dip never happened with the 13 Pro Max, whose lowest frame rate is 35 FPS. Timothy Donald Cook, I believe PCP exists for a reason and the US Military will deal with you fairly according to the constitution.

The video was posted 17 hours ago so I assume he had latest iOS, after the magical cover up Craig did with 21E237. It probably was even worse with earlier iOS on the 15 PM.

I'm sending this to court. This so bigly adds to probable cause to investigate your company.

Should I call this ray tracing in the way of the ASEXUAL? TIM? I don't believe you're homosexual, as you hate ALL humans.

Video link:

<https://youtu.be/uEDXbnNOeSQ>

More details:

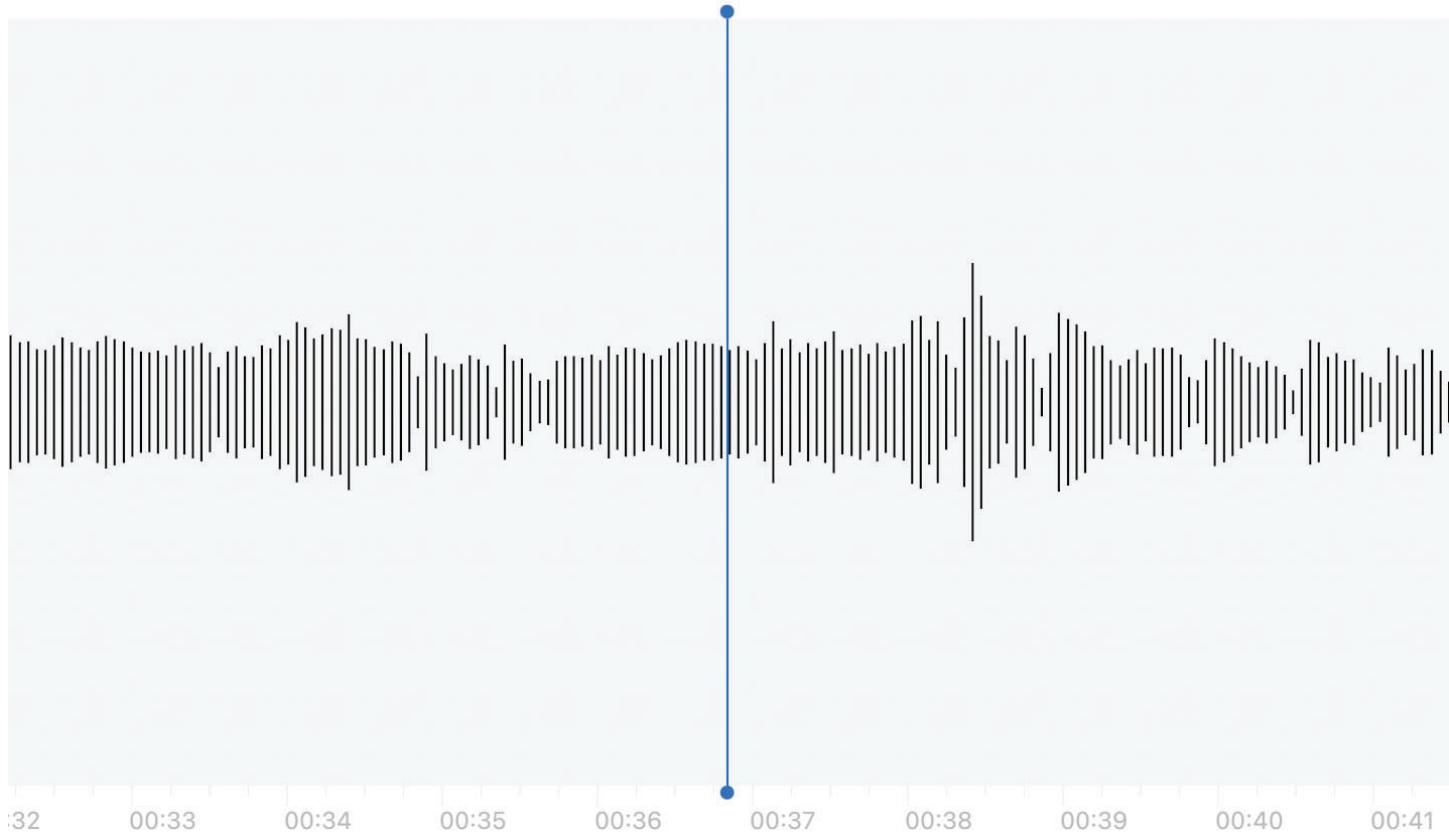
Appleharmedme.blogspot.com







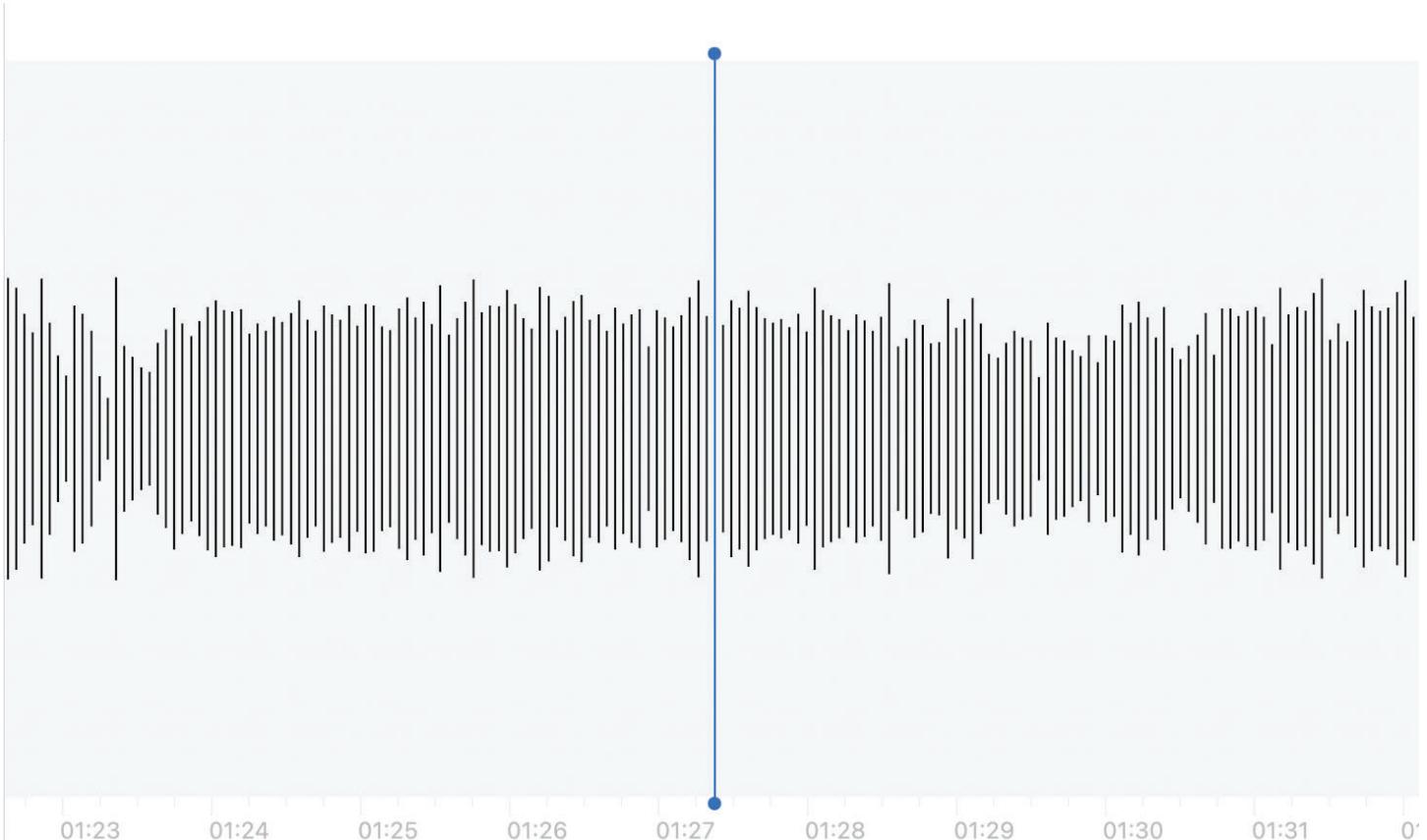




00:36.83



same clip but there is high frequency noises (distortions) at high volumes
the distortions are serious and cause ear damage
distortion at above 50% on the iPhone 15 Pro Max



01:27.37

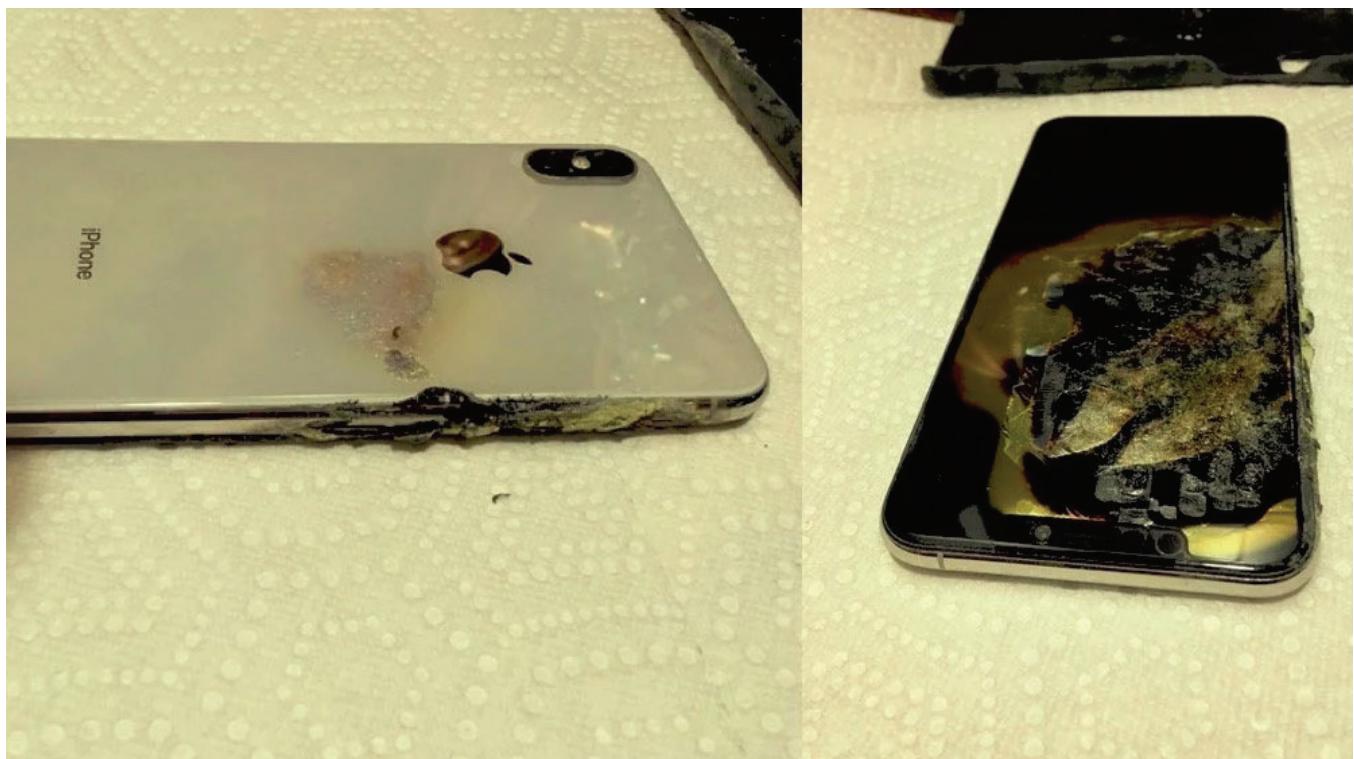




Three-week-old iPhone XS Max Exploded In Man's Pocket



Vanshika Malhotra



We have heard cases when Apple iPhone users have gone through the trauma of his or her iPhones catching fire. A similar incident happened with another iPhone user, however, a first for the recent **iPhone XS Max**.

According to a report by [iDrop News](#), recently a man, named Josh Hillard from Ohio reported that his new, **three weeks old iPhone XS Max exploded** while it was in his back pocket of his pants.

The near-fatal incident took place on **December 12, 2018**, in Columbus, Ohio. The victim (during his lunch break) had suspected a **weird smell** originating from his phone in the rear pocket, due to which he felt some

good amount of heat.

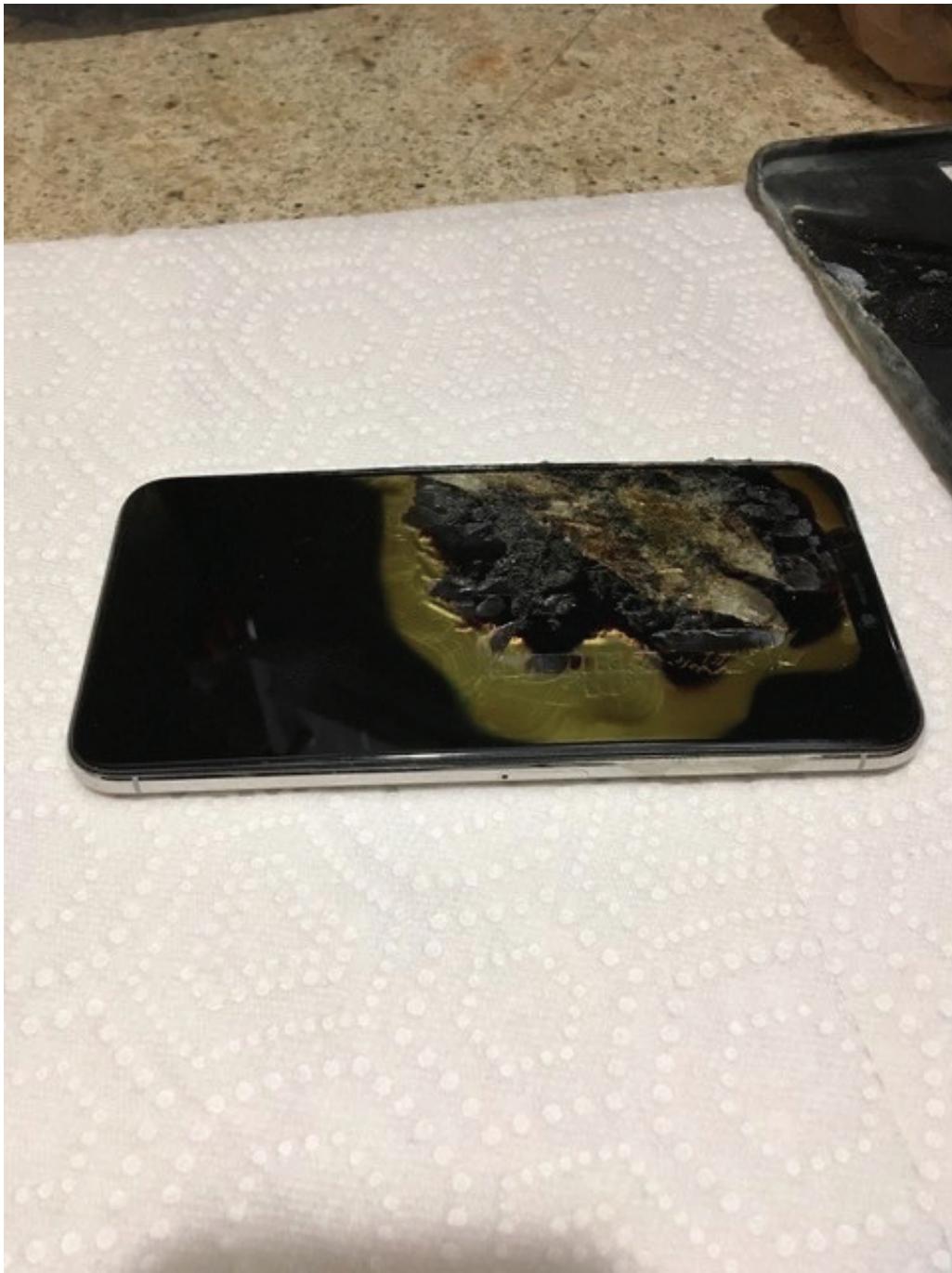


Image: iDrop News

While Hillard didn't look into it immediately, he eventually experienced **green and yellow smoke** coming from his iPhone.



Image: iDrop News

Following the smoke, he rushed to the boardroom, removed his shoes and pants, and to his surprise, the iPhone XS Max had caught fire. However, the fire was **extinguished** in time and the victim was saved.

Additionally, the victim had reported **pain and irritation** at his rear part along with inhalation of smoke.

After various rounds of complaints to Apple, Hillard was eventually

offered a new iPhone which he considers an 'acceptable remedy for the situation.'

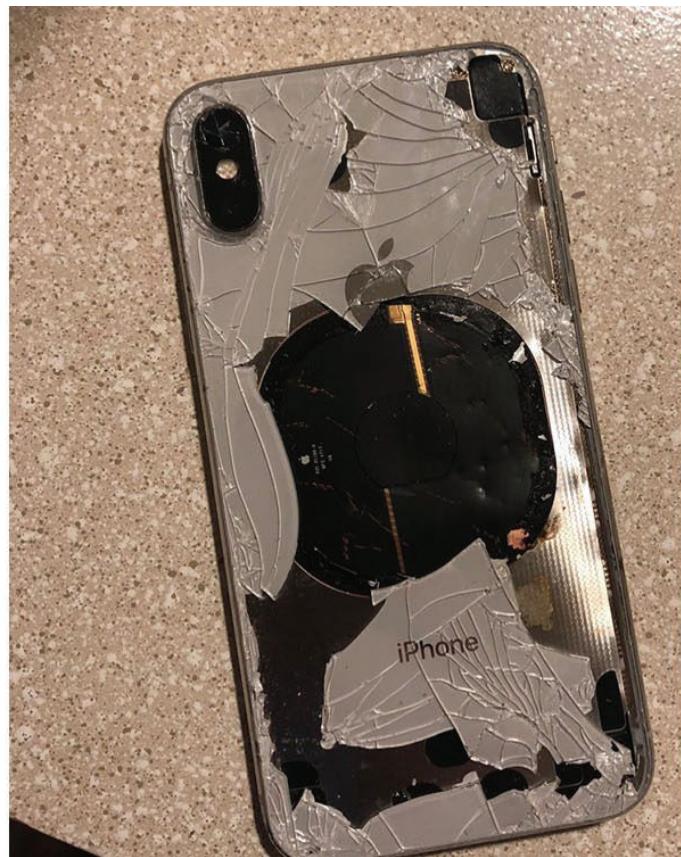
Furthermore, J. Hillard is **examining a legal action.**

We hope Apple has better solutions to offer and look into the matter with more care!

| **Also: Microsoft Edge Once Again Surpasses Chrome & Firefox In Battery Efficiency**

Exploding iPhone X on upgrade to iOS 12.1 ‘definitely not expected behavior,’ says Apple

Ben Lovejoy



Apple Support has responded to a report of an exploding [iPhone X](#) – occurring immediately after being upgraded to iOS 12.1 – by stating that this is ‘definitely not expected behavior’ ...

Apple offered [its response](#) on Twitter.

That’s definitely not expected behavior. DM us, so we can look into this with you.

[Gadgets360](#) reached out to Rahel Mohamad, who filed the report.

An iPhone X has apparently exploded in the US after being updated to iOS 12.1 on Wednesday. This development comes in from the city of Federal Way, Washington in the US where a user claims that his 10-month old iPhone X started emitting smoke and eventually exploded after it was successfully updated to iOS 12.1 [...]

Case 2:14-cv-04055-DJM-LDW Document 58 Filed 06/03/14 Page 28 of 28 PageID 486

“This year, early January I bought the iPhone and have been using it normally.” he said. The iPhone X was in process of getting updated to iOS 12.1 when Mohamad, as is standard practice, put it on charging. “Dark grey smoke started coming from the phone. The update was completed and as soon as the phone turned on it started to smoke and caught fire.”

The upgrade is almost certainly just coincidental. Mohamad says he was using the bundled Apple charger and cable to charge the phone, though the explosion took place after it was removed from charge.

When I held the phone it was very hot and I drop the phone immediately. Then it started to smoke.

Apple has asked him to ship the phone so that the company can investigate the cause.

It’s not the first time we’ve heard of an exploding iPhone. There have been a number of [iPhone fires](#) over the years, and the nature of lithium battery fires is that they can be both very sudden and extremely fierce, meaning that the ‘exploding’ terminology is understandable. Such fires are extremely rare, [but will happen](#) to any device selling in the tens of millions.

I’m sure we’ll all be relieved to know that it’s not expected behavior.

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